

REMARKS

The Official Action mailed April 2, 2009, has been received and its contents carefully noted. This response is filed within three months of the mailing date of the Official Action and therefore is believed to be timely without extension of time. Accordingly, the Applicant respectfully submits that this response is being timely filed.

The Applicant notes with appreciation the consideration of the Information Disclosure Statements filed on July 14, 2006, and September 11, 2006.

A further Information Disclosure Statement is submitted herewith and consideration of this Information Disclosure Statement is respectfully requested.

Claims 1-36 are pending in the present application, of which claims 1, 8, 15, 19, 23, 27, 31, 33, 35 and 36 are independent. The Applicant notes with appreciation the indication of the allowability of claims 4, 5, 11 and 12. Claims 6, 13, 23 and 36 have been amended to correct minor typographical informalities. For the reasons set forth in detail below, all claims are believed to be in condition for allowance. Favorable reconsideration is requested.

The Official Action rejects claims 1-3, 6-10 and 13-36 as anticipated by U.S. Patent No. 6,522,549 to Kano. The Applicant respectfully traverses the rejection because the Official Action has not established an anticipation rejection.

As stated in MPEP § 2131, to establish an anticipation rejection, each and every element as set forth in the claim must be described either expressly or inherently in a single prior art reference. Verdegaal Bros. v. Union Oil Co. of California, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987).

Independent claims 1, 8, 15, 19, 23, 27, 31, 33, 35 and 36 recite a thin film integrated circuit device including a thin film transistor. The Official Action asserts that Kano teaches "a thin film integrated circuit device (7) including a thin film transistor" (Paper No. 20090330, Page 2). That is, the Official Action asserts that the IC chip 7 of Kano corresponds with the thin film integrated circuit device of the present claims. The Applicant respectfully disagrees and traverses the assertions in the Official Action. The

Applicant respectfully submits that Kano does not disclose, either explicitly or inherently, that the IC chip 7 includes a thin film transistor.

Since Kano does not teach all the elements of the independent claims, either explicitly or inherently, an anticipation rejection cannot be maintained. Accordingly, reconsideration and withdrawal of the rejections under 35 U.S.C. § 102 are in order and respectfully requested.

At this opportunity, claims 6, 13, 23 and 36 have been amended to correct minor typographical informalities. The amendments are merely typographical in nature, and should not in any way affect the scope of protection afforded the claims for infringement purposes, particularly under the Doctrine of Equivalents.

The Commissioner is hereby authorized to charge fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(a), 1.20(b), 1.20(c), and 1.20(d) (except the Issue Fee) which may be required now or hereafter, or credit any overpayment to Deposit Account No. 50-2280.

Should the Examiner believe that anything further would be desirable to place this application in better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

  
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